

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

In Re: Alan Colpas
Case No. 17-10958-BAH
Chapter 13
Debtor

MOTION TO DISMISS

NOW COMES LAWRENCE P. SUMSKI, Trustee in the above-cited case, and Moves to Dismiss, stating as follows:

1. The debtor has failed to make timely payments pursuant to the terms of his proffered Plan, causing an unreasonable delay which is prejudicial to creditors.
2. The debtor has failed to provide the required 341 Meeting review documents, namely his 2016 tax return.
3. The liquidation value of the estate has not been established, regarding a pending personal injury matter.
4. According to the Proof of Claim filed by the Internal Revenue Service, the debtor has failed to file returns since 2010.
5. According to the Objection to Confirmation of the debtor's Plan filed by the mortgagee, the Plan is underfunded.

WHEREFORE, the undersigned Chapter 13 Trustee Moves as follows:

- A. That the case be Dismissed for cause pursuant to § 1307.
- B. For such other and further relief as may be just.

Respectfully submitted,

Dated: September 11, 2017

/s/ Lawrence P. Sumski
Lawrence P. Sumski,
Chapter 13 Trustee
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